IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

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DEC 20 2012

NORTHERN DISTRICT COURT
OFFICE OF THE CLERK

CSX TRANSPORTATION, INC.,

Plaintiff,

v.

Civil Action No. 5:05CV202 (STAMP)

ROBERT N. PEIRCE, JR., LOUIS A. RAIMOND and RAY A. HARRON, M.D.,

Defendants.

VERDICT

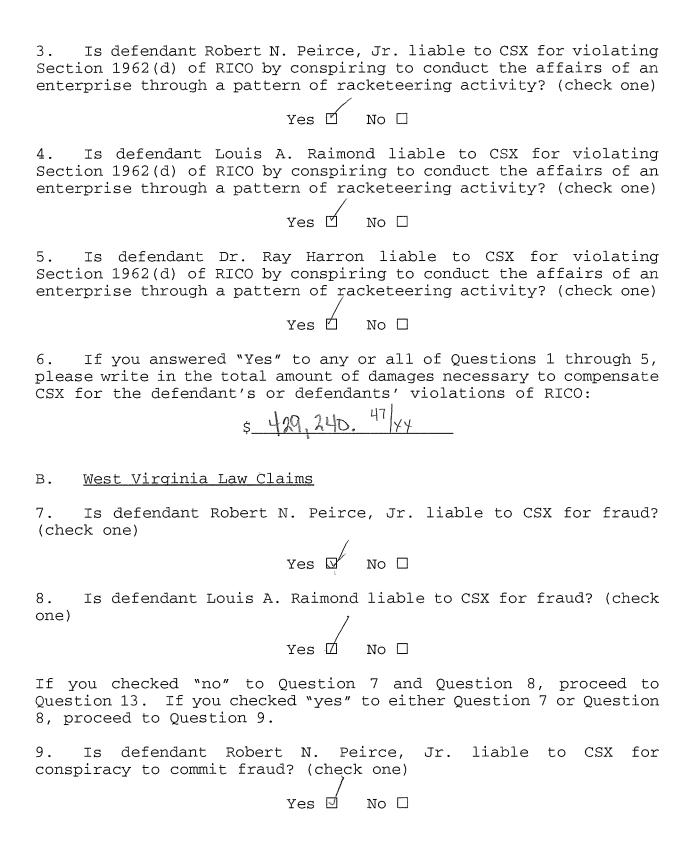
Unless otherwise instructed herein, at the conclusion of your deliberations under the standards set forth in the Court's instructions to you, please answer each question below. After you have completed the form, please have your jury foreperson sign and date the form on the lines provided below.

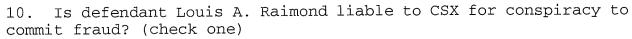
I. Plaintiff CSX Transportation, Inc.'s Claims

- A. Racketeer Influenced and Corrupt Organizations Act Claims
- 1. Is defendant Robert N. Peirce, Jr. liable to Plaintiff CSX Transportation, Inc. ("CSX") for violating Section 1962(c) of the Racketeer Influenced and Corrupt Organizations Act ("RICO") by conducting or participating in the conduct of an enterprise's affairs through a pattern of racketeering activity? (check one)

2. Is defendant Louis A. Raimond liable to CSX for violating Section 1962(c) of RICO by conducting or participating in the conduct of an enterprise's affairs through a pattern of racketeering activity? (check one)

If you checked "no" to Question 1 and Question 2, then proceed to Question 7. If you checked "yes" to either Question 1 or Question 2, proceed to Question 3.





11. Is defendant Doctor Ray Harron liable to CSX for conspiracy to commit fraud? (check one)

12. If you answered "Yes" to any one or all of Questions 7 through 11, please write in the total amount of damages necessary and sufficient to compensate CSX for the injuries that it incurred as a result of the defendant's or defendants' fraudulent conduct:

II. <u>Defendants' Counterclaims</u>

A. Fraud Counterclaims

13. Is CSX liable to Robert N. Peirce, Jr. and Louis A. Raimond for fraud based on representations made in the amended complaint? (check one)

14. Is CSX liable to Robert N. Peirce, Jr. and Louis A. Raimond for fraud based on representations made in its discovery responses? (check one)

15. If you answered "Yes" to either Question 13 and/or 14, please write in the total amount of damages necessary and sufficient to compensate Peirce and Raimond for the injuries they incurred as a result of CSX's fraudulent conduct:

